COURT FEE INDIA TWENTY RUPEES CANCELLED

(1) 18.2.05

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Single Bench

BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

M.C.C.NO. 245 /2005

PETITIONER / NON-APPLICANT — Smt. Rukhmani Bai, aged about 29 years, wife of Shri Suresh Kumar, resident of village Nagoi, presently residing at village Amora, Tah. Janjgir, Distt. Janjgir-Champa (C.G.)

P.R. No. 2984/05 Presented by Shri Rukhmani Bai dated 28/2/05

VERSUS

RESPONDENT / APPLICANT — Suresh Kumar, aged about 32 years, son of Shri Ram Kumar Joshi, resident of village Nagoi, Tah and Distt. Bilaspur (C.G.)

APPLICATION UNDER SECTION 24 OF THE CIVIL PROCEDURE CODE FOR TRANSFER OF CASE NO. 64A/05 INSTITUTED UNDER SECTION 12 OF THE HINDU MARRIAGE ACT, 1956.

XI-HC-78

(28)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.C.C. 245 सन् 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	25.11.2005 Shri Pritam Tiwari learned counsel for the applicants. The applicant has preferred this application under Section 24 of the Code of Civil Procedure praying for transfer of case No. 64-A/2005 instituted under Section 12 of the Hindu Marriage Act, 1956, preferred by the non-applicant in the Family Court, Bilaspur with a prayer to transfer the same to the Court of Additional District Judge, Janjgir-Champa. The Court of Additional District Judge, Janjgir-Champa has the territorial jurisdiction and in fact the applicant should have approached District Judge, Bilaspur first for transfer of the case under Section 24 of the C.P.C. as the District Judge, Bilaspur is also competent to pass an appropriate order under Section 24 of the C.P.C. for the purposes of transfer within its jurisdiction. In view of the above, this application is rejected with liberty to the application to file appropriate application before the District Judge, Bilaspur for the relief which has been claimed by her in the instant application. **Sd/-** **Dhirendra Mishra** **Judge**	